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April 8, 2015

FEDERAL EXPRESS OVERNIGHT

Leslie Patterson
Remedial Project Manager
U.S. Environmental Protection Agency
77 West Jackson Boulevard (SR-6J)
Chicago, IL 60604-3590

Re: Response to Special Notice Letter for the South Dayton Dump &
Landfill Site ("Site") in Moraine, Ohio

Dear Ms. Patterson:

On behalf of The AES Corporation ("AES"), I am writing to respond to U.S. EPA's Special Notice Letter, dated January 16, 2015, for the above-referenced Site.

AES is a holding company with no material assets other than the stock of its subsidiaries. As a result, AES does not operate any facilities or companies. In 2011, AES acquired DPL Inc., which owns 100% of the common stock of The Dayton Power and Light Company ("DP&L"). Therefore, the acquisition of DP&L came well after the closure of the Site. In light of the foregoing, it is apparent that AES has never used the Site because AES does not operate any facilities, and AES' acquisition of DP&L came well after the closure of the Site.

Since AES is unaware of any hazardous substances going to the Site due to the activity or inactivity of AES or its agents, AES respectfully declines U.S. EPA's offer to negotiate a consent order to perform or finance the remedial investigation and feasibility study for the Site. Further, AES specifically denies any liability that may be alleged as a result of the Site investigation. AES remains open, however, to revisiting this decision in light of any new relevant information. If U.S. EPA locates information evidencing a CERCLA nexus between the Site and AES, please let me know at your earliest convenience.

Leslie Patterson
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Please direct all further correspondence or notices regarding this matter to my attention,
as counsel for AES, at the following address:

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If you have any questions regarding the foregoing, please feel free to contact me.

Very truly yours,


Frank L. Merrill

cc: Marc Michael (via email)